



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

EAG/NIS/MCM  
F. #2019R00029

*271 Cadman Plaza East  
Brooklyn, New York 11201*

March 17, 2020

By FedEx

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Chicago, IL 60604

Re: United States v. Robert Sylvester Kelly  
Criminal Docket No. 19-286 (S-2) (AMD)

Dear Counsel:

Enclosed please find the government's discovery in accordance with Rule 16 of the Federal Rules of Criminal Procedure. This letter supplements the government's previous productions by letters dated August 15, 2019, October 16, 2019, December 5, 2019 and February 6, 2020. The government also requests reciprocal discovery from the defendant.

I. The Government's Discovery

A. Documents and Tangible Objects

On or about January 9, 2020, Special Agents with the New York Field Office of Homeland Security Investigations executed a search at 360 Kent Avenue, Elk Grove, Illinois, pursuant to a search warrant obtained on the same day. The government will provide a copy of the search warrant and affidavit in support of the search warrant as soon as the warrant is unsealed for the limited purpose of providing it to the defendant. The government seized the items described in the search warrant inventory, provided in Discovery Exhibit 141, and is providing copies of certain physical evidence that was seized in this discovery production. The government also seized numerous cellular telephones, iPads, computers, videotapes and media, and is in the process of imaging and reviewing that material for items that are responsive to the search warrant. The government will provide counsel with the results of those searches and will make the images of the devices available counsel.

Please also find enclosed a CD that contains the following items. These items are subject to the terms of the protective order entered by the Court on or about August 13, 2019.

<u>Discovery Exhibit</u>	<u>Description</u>
131	Empire CLS records for various individuals, including Jane Doe #5
132	Mandalay Bay Hotel records for Jane Doe #5 from May 2, 2015 to May 5, 2015
132a	Business records certification for DX 132
133	Tobin Center records related to a concert on March 7, 2017
133a	Business records certification for DX 133
134	Montrose Hotel records for Jane Doe #5 from April 29, 2015 to May 1, 2015
135	Le Parc Suite Hotel records for various individuals from April 27, 2015 to May 1, 2015
136	Walgreens records for Jane Doe #5
136a	Business records certification for DX 136
137	Metropolitan Correctional Center Chicago records for Robert Kelly
138	License plate recognition reports
139	Text messages and phone contacts provided by Jane Doe #5
140	Photographs and videos of Jane Doe #6 recovered from a device seized from Kelly's apartment in Chicago, Illinois on or about July 11, 2019.
141	List of items seized during the search of the storage facility located at 360 Kent Avenue, Elk Grove, Illinois (the "Storage Facility"), pursuant to a January 9, 2020 search warrant, and property receipts for the seized items.
142	Photographs and videos taken during the execution of the search of Storage Facility on or about January 9, 2020.
143	Copies of certain photographs and documents seized from Storage Facility, including Line Items 271 to 311 and 313 to 399
144	Emails provided by a witness relating to 360 Kent Avenue, Elk Grove, and other premises used by Robert Kelly

You may examine the physical evidence discoverable under Rule 16, including original documents, by calling me to arrange a mutually convenient time.

B. Experts

As we have previously noted, the government will comply with Fed. R. Crim. P. 16(a)(1)(G) and Fed. R. Evid. 702, 703 and 705 and notify you in a timely fashion of any expert that the government intends to call at trial and provide you with a summary of the expert's opinion.

At present, the government anticipates calling experts at trial to testify about the examinations and conclusions set forth in Discovery Exhibits 118 and 121, provided in the government's discovery letter dated February 6, 2020. The government may also call one or more experts to testify about social isolation and trauma bonding.

The identity, qualifications, and bases for the conclusions of each expert will be provided to you when they become available.

Very truly yours,

RICHARD P. DONOGHUE  
United States Attorney

By: /s/ Elizabeth Geddes  
Elizabeth Geddes  
Nadia Shihata  
Maria Cruz Melendez  
Assistant U.S. Attorneys  
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Enclosures

cc: Clerk of the Court (AMD) (by ECF) (without enclosures)